



Entered on Docket  
April 22, 2010

A handwritten signature in dark ink, appearing to read "Linda B. Riegler".

Hon. Linda B. Riegler  
United States Bankruptcy Judge

**WILDE & ASSOCIATES**

Gregory L. Wilde, Esq.

Nevada Bar No. 004417

212 South Jones Boulevard

Las Vegas, Nevada 89107

Telephone: 702 258-8200

[bk@wildelaw.com](mailto:bk@wildelaw.com)

Fax: 702 258-8787

and

**MARK S. BOSCO, ESQ.**

Arizona Bar No. 010167

**TIFFANY & BOSCO, P.A.**

2525 East Camelback Road, Suite 300

Phoenix, Arizona 85016

Telephone: (602) 255-6000

BAC Home Loans Servicing, L.P. fka Countrywide Home Loans Servicing, L.P.  
10-70804

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

**In Re:**

**Jerry Thomas Hopkins**

**Debtor.**

**Bk Case No.: 09-29728-lbr**

**Date: 4/12/2010**

**Time: 10:30 am**

**Chapter 7**

**ORDER VACATING AUTOMATIC STAY**

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
2 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to  
3 Secured Creditor BAC Home Loans Servicing, L.P. fka Countrywide Home Loans Servicing, L.P., its  
4 assignees and/or successors in interest, of the subject property, generally described as 8985 S Durango  
5 Dr 2041, Las Vegas, NV 89113, and legally described as follows:  
6

7 **PARCEL I (Common Area):**

8 One (1) allocated interest as tenants-in-common in and to the Common Area of each Phase of  
9 Final Map of SUNSET CLIFFS - UNIT 1 (a Condominium Community), as shown by map  
10 thereof on file in Book 123 of Plats, Page 78, recorded April 13, 2005 in Book 20050413 as  
11 Document No. 03704 in the Office of the County Recorder, Clark County, Nevada. Said  
12 allocated interest to be a fraction, the numerator of which shall be one (1), and the denominator  
13 which shall be the number of Units in the Community which shall become subject to the  
14 Declaration of Restrictions recorded June 10, 2005 in Book 20050610 as Document No. 04791,  
15 Official Records and any subsequent amendments and/or supplements thereto.

16 Excepting therefrom all units and buildings located within the above referenced plat.

17 Reserving therefrom the right to possession of all those areas delineated as "Limited Common  
18 Elements" upon Final Map of Sunset Cliffs - Unit I (A Condominium Community) as defined in  
19 the Declaration.

20 Further reserving therefrom for the benefit of the Owners of all units within Final Map of  
21 Sunset Cliffs - Unit I (A Condominium Community), (except the unit referred to in Parcel II,  
22 herein) non-exclusive easements of access, ingress, egress, and recreational use of, in, to and  
23 over the Common Elements, as provided for in and subject to the Declaration.

24 **PARCEL II (Living Unit):**

25 Unit No. Two Thousand Forty-One (2041) in Building Eleven (11), as shown upon the above  
26 referenced Plat.

**PARCEL III (Limited Common Elements):**

The exclusive right of use, possession, and occupancy of those portions The Project designated  
as those "Limited Common Elements" (including, but not limited to deck(s), and parking  
space(s) as defined in and subject to the Declaration), which are appurtenant to Parcels I and II  
described above.

**PARCEL IV (Appurtenant Easements):**

A non-exclusive easement of access, ingress, egress and recreational use of, in, to and over  
those portions of Final Map of Sunset Cliffs - Unit I (A Condominium Community) Delineated  
as "Private Streets" and "Common Elements Common Areas", as defined in and subject to the  
Declaration, which easement is appurtenant to Parcels I and II.

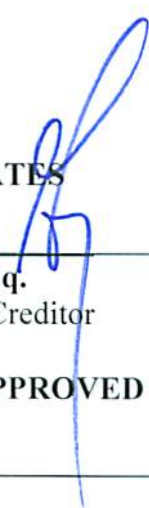
1 PARCEL V (Garage Unit):

2 The exclusive right of use, possession and occupancy of that portion of Final Map of Sunset  
3 Cliffs - Unit 1 (A Condominium Community), as Garage Unit II-D; said Garage Unit to be a  
4 Limited Common Element appurtenant to the Unit described in Parcel II herein, as provided for  
5 in and subject to the Declaration.

6 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall**  
7 **give Debtor at least seven business days' notice of the time, place and date of sale.**

8 Submitted by:

9 **WILDE & ASSOCIATES**

10 By:   
11 **Gregory L. Wilde, Esq.**  
12 Attorney for Secured Creditor

13 **APPROVED / DISAPPROVED**

14 By: \_\_\_\_\_  
15 Boris A. Avramski  
16 Attorney for Debtor(s)

17 **APPROVED / DISAPPROVED**

18 By: \_\_\_\_\_  
19 Yvette Weinstein  
20 Chapter 7 Trustee  
21  
22  
23  
24  
25  
26

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 ☐ The court waived the requirements of LR 9021.

3 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 ☐ No parties appeared or filed written objections, and the trustee is the movant.

5 ☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a  
6 copy of this proposed order to all counsel who appeared at the hearing, and any trustee  
7 appointed in this case, any unrepresented parties who appeared at the hearing, and each has  
8 approved or disapproved the order, or failed to respond, as indicated below:

9 Debtor's counsel:

10 ☐ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☒ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☐ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☒ failed to respond to the document

17 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
18 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
19 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
20 respond, as indicated below.

21 Debtor's counsel:

22 ☐ approved the form of this order ☐ disapproved the form of this order

23 ☐ waived the right to review the order and/or ☐ failed to respond to the document

24 ☐ appeared at the hearing, waived the right to review the order

25 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

26 Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor